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Rohan McGowan-Jackson
General Manager, HSEQ



**Kennecott
Utah Copper**

A member of the RIO TINTO Group

DIV. OF OIL, GAS & MINING

APR 21 2008

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05/08

April 21, 2008

Ms. Susan White
State of Utah
Department of Natural Resources/DOGM
P.O. Box 145801
Salt Lake City, Utah 84114 - 5801

Dear Ms. White:

Amendment to Proposal for Resolution: Notice of Violation No. N2007-58-01

Thank you for your recent call in response to Kennecott Utah Copper's (KUC) March 20, 2008 proposal for resolution of Notice of Violation No. N2007-58-01 ("the NOV"). Attached please find an updated copy of attachment 5. This chart of key milestones has been updated to reflect April 30, 2008 as the start date of work to perform the agreed upon tasks to address the affirmative obligations of the NOV. Additionally, assurances to update the 2003 Reclamation and Water Management Plan to include commitments to perform long term studies have been moved from the text of the proposal to attachment 5.

KUC understands that the scope of activities shall be defined by KUC's March 20, 2008 proposal as amended by the updated attachment 5 being submitted today.

KUC sincerely appreciates the Division's willingness to work collaboratively to achieve a productive and mutually beneficial resolution to these issues. Should you wish to discuss these issues further, please contact me at 569-6000.

Sincerely,

for Rohan McGowan-Jackson
General Manager, HSEQ

Attachments

CC: John Baza
Beth Ericksen

0012

ID	Task Name	4th Quarter			1st Quarter			2nd Quarter			3
		Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul
1	Projects										
2	Storm Water and Sediment Management Plan										
3	Update 2003 Reclamation and Water Management Plan an additional surface hydrology study of the Yosemite di										
4	Update the schematic/typical design drawing for installed eastside collection system.										
5	Complete engineering drawings of engineered structure (structure).										
6	Completion of a surface water hydrologic study and include Reclamation and Water Management Plan.										
7	Include updated schematic/design drawing of desilting basin system as well as engineering drawings as an Appendix Management Plan.										
8	Update text within 2003 Reclamation and Water Management Plan the appendix with the drawings.										
9	Sediment Sampling and Removal										
10	Update 2003 Reclamation and Water Management Plan regarding sediment sampling methodology similar to text										
11	Completion of sediment sampling.										
12	Submittal of analytical results and a map showing the location of sampling locations and copper notch.										
13	Additional Slope Stability Study for Waste Rock within the										
14	Update the text within the 2003 Reclamation and Water Management Plan commitment to perform DAN-W modeling and an additional										
15	Update the text within the 2003 Reclamation and Water Management Plan original August 16, 2004 slope stabilization study has been added as an appendix to the 2003 plan.										
16	Submittal of the additional waste rock stability study and update the 2003 plan.										

Project: Engineering
Date: Mon 4/21/08

Task

Split

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IS
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INCOMING DATE- 4/21/08

OUTGOING DATE- _____

FROM: K LC

TO: Supra White

SUBJECT: Amendment to Proposal of Resolution - NOV
N-2007-58-01

M: Confidential

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(2 pages)

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